
MINUTES

Meeting: **Audit Resources & Performance Committee**

Date: Friday 4 November 2016 at 10.00 am

Venue: The Board Room, Aldern House, Baslow Road, Bakewell

Chair: Cllr A McCloy

Present: Mrs P Anderson, Cllr F J Walton, Mrs F Beatty, Mr Z Hamid,
Cllr C Furness, Cllr C McLaren and Cllr Mrs N Turner

Cllr Mrs L C Roberts and Cllr D Chapman attended to observe and speak but not vote.

Apologies for absence: Cllr A R Favell, Cllr D Greenhalgh, Cllr Mrs G Heath, Cllr N Gibson,
Ms S Leckie, Cllr S Marshall-Clarke, Mrs E Sayer and Mr P Ancell.

54/16 MINUTES OF PREVIOUS MEETING 16 SEPTEMBER 2016

The minutes of the last meeting of the Audit, Resources and Performance Committee held on 16 September 2016 were approved as a correct record.

55/16 PUBLIC PARTICIPATION

One member of the public was present to make representation to the Committee.

56/16 MEMBERS DECLARATIONS OF INTEREST

Items 6

Cllr A McCloy declared a personal interest as he is a member of the Ramblers Association

Item 7

Mrs P Anderson declared a personal interest as a board member of the South West Peak Heritage Lottery Fund Local Partnership.

57/16 PROPOSED TRAFFIC REGULATION ORDER AT DERBY LANE (A76227/SAS)

The Rights of Way Officer introduce the report and reminded Members of the need to have regard to paragraphs 2, 42, 44 and 45 of the report whilst considering and making a decision.

Members of the committee had visited the site on the 3 November 2016 and the Access and Rights of Way Officer tabled notes of the visit. Maps and photographs were displayed at the committee meeting.

The following spoke under the Public Participation at Meetings Scheme:

- Mr Christopher Woods, Secretary of Peak District Green Lanes Association in Support, (also speaking on behalf of Friends of the Peak District and Peak Horsepower)

Cllr C Furness proposed a motion to defer a decision until Derbyshire County Council had ruled regarding the status of the lane. Officers explained that deliberation regarding the implementation of a Traffic Regulation Order (TRO) by this Authority would not impact on the determination of the legal status by the Highways Authority.

Members had noted at the site visit that there was evidence that motorised vehicles are and had been using the location and there were tracks over a large area of the field.

The Rights of Way Officer confirmed that access for cavers and others requiring to use the lane would be on application which would allow reasonable access. Access could be allowed up to the barriers. Registration of the vehicles details would be recorded to ensure monitoring of the use under this scheme.

The motion to defer a decision was not seconded. The Legal Officer referred to Paragraph 11 of the report which confirmed that the Authority was within its powers to implement a TRO on a route even though the legal status had not yet been determined.

The Rights of Way Officer reported that guidance from Defra confirmed that TROs can be used to prevent problems from happening and not just to stop the damage once it had already occurred. Evidence from the consultation indicated a preventative measure is required.

Following discussion on the reasons for a TRO the motion to defer was withdrawn.

A motion for option (i) as set out in paragraph 44 of the report was moved, seconded, put to the vote and carried.

RESOLVED

Members decided the appropriate option having regard to the option analysis in the report was Option (i) of paragraph 44 of the report.

(i) Permanent TRO (permanent prohibition of all mpvs at all times)

Resolution: the Authority proceeds to make a Permanent Traffic Regulation Order under Section 22 BB(2)(a) Road Traffic Regulation Act 1984 that will have the effect of prohibiting use by mechanically propelled vehicles at all times on Derby Lane (subject to specified exceptions).

The meeting was adjourned from 10.35 until 10.40

58/16

SOUTH WEST PEAK LANDSCAPE PARTNERSHIP – ACCEPTANCE OF HLF STAGE TWO DELIVERY FUNDING (A55711/KSJ)

The Landscape Partnership Development Officer introduced the report which gave details of the project so far and the details of the proposal should the bid for Heritage Lottery Funding (HLF) be successful. Details of the partners who had been part of the project for the last three years and would continue to work with the Authority were outlined. The Authority is the project lead and work on match funding and setting up a

team to manage the project was ongoing. Members considered the risk to the Authority if one of the partners failed as the Authority is the accountable body. The diversity and number of partners provided strength and reduced impact of failure of a single partner.

The HLF does not fund business support costs of the project but this would be discussed at a meeting to be held with the HLF Chief Executive for future projects. Funding from the Authority's investment resources had been allocated to cover the business support costs for this project.

Members thanked the Landscape Partnership Development Officer for the huge amount of work on the project so far which had been well managed and governed. A request was made to include Staffordshire Moorlands District Council in the partnership.

The office recommendations were moved, seconded, put to the vote and carried.

RESOLVED:

- 1. The Committee approved the proposal from the South West Peak Landscape Partnership to accept, on confirmation of approval from HLF, stage two funding for the delivery phase from the Heritage Lottery Fund Landscape Partnership Grants Programme and;**
- 2. That acceptance of the grant up to £2,409,300 and entry into a grant agreement with HLF is delegated to the Director of Conservation & Planning in consultation with Heads of Law and Finance.**
- 3. That entry into arrangements with partners is delegated to the Director of Conservation & Planning and Heads of Law and Finance in consultation with the Landscape Partnership Development Officer.**
- 4. That the recruitment of a fixed term Scheme Manager, Programme Support Officer, Communication & Interpretation Officer, Volunteer & Vocational Training Officer, Youth Engagement Officer, Farm Link Workers, Grasslands Officer and Cultural Heritage Officer is delegated to the Director of Conservation & Planning in consultation with the Head of Human Resources.**
- 5. That the Authority may, subject to compliance with procurement standing orders, enter into contracts for the delivery of the Scheme.**

59/16 2016/17 QUARTER 2 CORPORATE PERFORMANCE AND RISK MANAGEMENT REPORT (A91941/RMM)

Cllr David Chapman left the meeting prior to discussion of this item.

Members considered the figure for complaints, the percentage figure was high because of the low number of complaints. The information in the report gave the background information to the figures.

Members considered the high number of Enforcement Cases which were outstanding and that the number dealt with each month is less than the number of new cases

received. The ambition was to increase the target and this would be considered under the new organisational structure.

The number of amber indicators reflected the priority focus on putting the new organisational structure into place. The new structure will be in place for quarter 4.

The Head of Finance confirmed there was a low level risk regarding the impact of EU referendum results on the funding for the Moorlife 2020 project as the contract had been signed and the Government, at Treasury level, had made a commitment to cover funding if there was any change in the assurances from the EU.

The recommendation as set out in the report was moved, seconded, put to the vote and carried.

RESOLVED:

1. **That the Quarter 2 Corporate Performance Return, given in Appendix 1, is reviewed and any actions to address issues agreed.**
2. **That the corporate risk register summary given in Appendix 2 be reviewed and status of risks accepted.**
3. **That the status of complaints and Freedom of Information/ Environmental Information Regulations requests, given in Appendix 3, be noted.**

60/16 ANNUAL REPORT OF THE DUE DILIGENCE PANEL (RC/AGM)

Members considered the report setting out the details of the five meetings of the panel to look at suitability of proposed partnerships.

RESOLVED:

The committee noted the items as set out in the report that had been considered and decided on by the Due Diligence Panel over the previous 12 months.

61/16 EXTERNAL AUDIT (KPMG): 2015/16 ANNUAL AUDIT LETTER (A1362/ RMM)

The recommendation as set out in the report was moved, seconded, put to the vote and carried.

RESOLVED:

To note the 2015/16 Annual Audit Letter

The meeting ended at 12.08 pm